IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No. 21666 of 2005

For Approval and Signature:

HONOURABLE MR.JUSTICE M.R. SHAH

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1 Whether Reporters of Local Papers may be allowed to see the judgment ?

2 To be referred to the Reporter or not ?

3 Whether their Lordships wish to see the fair copy of the judgment ?

4 Whether this case involves a substantial question of law as to the interpretation of the constitution of India, 1950 or any order made thereunder ?

5 Whether it is to be circulated to the civil judge ?

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PATEL VASUBEN @ BABALI JEKISHANBHAI - Petitioner(s)

Versus

STATE OF GUJAAAT & 2 - Respondent(s)

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Appearance :

MR PRAFULL B PATEL for Petitioner(s) : 1,
GOVERNMENT PLEADER for Respondent(s) : 1,
RULE SERVED BY DS for Respondent(s) : 1 - 3.

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CORAM : HONOURABLE MR.JUSTICE M.R. SHAH

Date : 22/11/2005

ORAL JUDGMENT

1.In this petition under Article 226 of the Constitution of India, the petitioner has prayed for an appropriate writ, direction or order directing the respondent

authorities to correct the date of birth in the certificate issued under the provisions of the Registration of Births and Deaths Act, 1969 as 30.5.1950 instead of 7.11.1950. The petitioner has also prayed for directing the State authority to correct the name as Vasuben instead of Babli. So far as the prayer with regard to correction of date of birth is concerned, Shri P.B.Patel, learned advocate appearing on behalf of the petitioner has submitted that the petitioner would be approaching the learned J.M.F.C. for obtaining the order and on obtaining the same she shall produce the same before the Registrar so that necessary changes can be made. So far as the correction of name in the certificate issued by the authority under the provisions of the Registration of Births and Deaths Act, 1969 as Vasuben instead of Babli is concerned, on making an appropriate application to the Competent Authority under the provisions of the Registration of Births and Deaths Act, 1969, and on payment of necessary fees and on satisfying the authority by producing necessary documents such as affidavit, etc., the authority is directed to consider the same and make necessary correction in the birth certificate. So far as the name of the petitioner is

concerned, Shri Patel, learned advocate appearing on behalf of the petitioner has submitted that an appropriate application would be submitted before the competent authority within a period of 4 weeks from today and on receipt of the same, the competent authority is directed to consider the such application with regard to correction in the name and birth certificate within a period of 2 months thereafter.

2.With these observations and direction, the present Special Civil Application is disposed of.

Direct Service is permitted.

(M.R.SHAH, J.)

kdc.